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Attorneys for Complainant

**BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation and the Petition  
to Revoke Probation Against:

JOSEPH OLUFEMI BABALOLA  
22560 Verona Court  
Carson, CA 90745

Registered Nurse License No. 603073

Respondent.

Case No. **2010-128**

**ACCUSATION and PETITION TO  
REVOKE PROBATION**

Complainant alleges:

**PARTIES**

1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation and  
Petition to Revoke Probation solely in her official capacity as the Interim Executive Officer of  
the Board of Registered Nursing (Board), Department of Consumer Affairs.

2. On or about July 31, 2002, the Board issued Registered Nurse License No.  
603073 to Joseph Olufemi Babalola (Respondent). The Registered Nurse License will expire on  
June 30, 2010, unless renewed.

3. In a disciplinary action entitled "In the Matter of the Accusation Against  
Joseph Olufemi Babalola," the Board issued its decision, effective August 19, 2006, in which  
Respondent's Registered Nurse License was issued, revoked, revocation stayed, and

1 placed on probation for a period of three (3) years with certain terms and conditions. A copy of  
2 that decision is attached as Exhibit A and is incorporated by reference.

### 3 JURISDICTION

4 4. This Accusation and Petition to Revoke Probation is brought before the  
5 Board, under the authority of the following laws. All section references are to the Business and  
6 Professions Code unless otherwise indicated.

### 7 STATUTORY PROVISIONS

8 5. Section 118 of the Code states:

9 “(b) The suspension, expiration, or forfeiture by operation of law of a license  
10 issued by a board in the department, or its suspension, forfeiture, or cancellation by order of the  
11 board or by order of a court of law, or its surrender without the written consent of the board, shall  
12 not, during any period in which it may be renewed, or restored, reissued, or reinstated, deprive  
13 the board of its authority to institute or continue a disciplinary against the licensee upon any  
14 ground provided by law or to enter an order suspending or revoking the license or otherwise  
15 taking disciplinary action against the licensee on any such ground.”

16 6. Section 2750 of the Code states:

17 “Every certificate holder or licensee, including licensees holding temporary  
18 licenses, or licensees holding licenses placed in an inactive status, may be disciplined as provided  
19 in this article [Article 3 of the Nursing Practice Act (Bus. & Prof Code, § 2700 et seq.)]. As used  
20 in this article, "license" includes certificate, registration, or any other authorization to engage in  
21 practice regulated by this chapter. The proceedings under this article shall be conducted in  
22 accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2  
23 of the Government Code [the Administrative Procedure Act], and the board shall have all the  
24 powers granted therein.”

25 7. Section 2761 states:

26 “The board may take disciplinary action against a certified or licensed nurse or  
27 deny an application for a certificate or license for any of the following:

28 (a) Unprofessional conduct, which includes, but is not limited to, the following:

1 (1) Incompetence, or gross negligence in carrying out usual certified or licensed  
2 nursing functions.

3 . . . .

4 (d) Violating or attempting to violate, directly or indirectly, or assisting in or  
5 abetting the violating of, or conspiring to violate any provision or term of this chapter [the  
6 Nursing Practice Act] or regulations adopted pursuant to it.”

7 8. Section 2764 of the Code provides, in pertinent part, that the expiration of  
8 a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding  
9 against the licensee or to render a decision imposing discipline on the license. Under section  
10 2811(b) of the Code, the Board may renew an expired license at any time within eight years after  
11 the expiration.

12 9. California Code of Regulations, title 16, section 1442, states:

13 “As used in Section 2761 of the Code, ‘gross negligence’ includes an extreme  
14 departure from the standard of care which, under similar circumstances, would have ordinarily  
15 been exercised by a competent registered nurse. Such an extreme departure means the repeated  
16 failure to provide nursing care as required or failure to provide care or to exercise ordinary  
17 precaution in a single situation which the nurse knew, or should have known, could have  
18 jeopardized the client’s health or life.”

19 10. California Code of Regulations, title 16, section 1443.5, states:

20 “A registered nurse shall be considered to be competent when he consistently  
21 demonstrates the ability to transfer scientific knowledge from social, biological and physical  
22 sciences in applying the nursing process, as follows:

23 (1) Formulates a nursing diagnosis through observation of the client’s physical  
24 condition and behavior, and through interpretation of information obtained from the client and  
25 others, including the health team.

26 (2) Formulates a care plan, in collaboration with the client, which ensures that  
27 direct and indirect nursing care services provide for the client’s safety, comfort, hygiene, and  
28 protection, and for disease prevention and restorative measures.

1 (3) Performs skills essential to the kind of nursing action to be taken, explains the  
2 health treatment to the client and family and teaches the client and family how to care for the  
3 client's health needs.

4 (4) Delegates tasks to subordinates based on the legal scopes of practice of the  
5 subordinates and on the preparation and capability needed in the tasks to be delegated, and  
6 effectively supervises nursing care being given by subordinates.

7 (5) Evaluates the effectiveness of the care plan through observation of the client's  
8 physical condition and behavior, signs and symptoms of illness, and reactions to treatment and  
9 through communication with the client and health team members, and modifies the plan as  
10 needed.

11 (6) Acts as the client's advocate, as circumstances require, by initiating action to  
12 improve health care or to change decisions or activities which are against the interests or wishes  
13 of the client, and by giving the client the opportunity to make informed decisions about health  
14 care before it is provided."

#### 15 **COST RECOVERY**

16 11. Section 125.3 of the Code provides, in pertinent part, that the Board may  
17 request the administrative law judge to direct a licensee found to have committed a violation or  
18 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation  
19 and enforcement of the case.

#### 20 **MEDICATION**

21 12. **Clonidine:** Clonidine, also known by the trade name Catapres, is a  
22 dangerous drug as defined in section 4022. It belongs to a class of drugs called alpha-adrenergic  
23 agonists for the treatment of high blood pressure.

#### 24 **ACCUSATION**

#### 25 **FIRST CAUSE FOR DISCIPLINE**

#### 26 **(Gross Negligence)**

27 12. Respondent is subject to disciplinary action under section 2761,  
28

1 subdivisions (a) (1), of the Code, on the grounds of unprofessional conduct, in that on September  
2 6, 2007, while on duty as a registered nurse at Centinela Freeman Regional Center (now  
3 Centinela Hospital Medical Center), Respondent committed acts constituting gross negligence as  
4 defined in California Code of Regulations, title 16, section 1442, as follows:

5           A.       On or about September 6, 2007, Respondent administered two doses of  
6 Clonidine within a four (4) hour period. The physician had ordered that Clonidine be  
7 administered within a six (6) hour period. The patient's 0400 hours blood pressure check was  
8 not charted in the patient's medical record.

9                           **SECOND CAUSE FOR DISCIPLINE**

10                                   **(Incompetence)**

11           13.       Respondent is subject to disciplinary action under section 2761,  
12 subdivisions (a) (1), of the Code, on the grounds of unprofessional conduct, in that on September  
13 6, 2007, while on duty as a registered nurse at Centinela Freeman Regional Center (now  
14 Centinela Hospital Medical Center), Respondent committed acts constituting incompetence as  
15 defined in California Code of Regulations, title 16, section 1443.5, as more fully described above  
16 in paragraphs above in paragraph 12, A.

17  
18                           **THIRD CAUSE FOR DISCIPLINE**

19                                   **(Unprofessional Conduct)**

20           14.       Respondent is subject to disciplinary action under section 2761,  
21 subdivision (a), of the Code, on the grounds of unprofessional conduct, in that on September 6,  
22 2007, while on duty as a registered nurse at Centinela Freeman Regional Center (now Centinela  
23 Hospital Medical Center), Respondent committed acts constituting unprofessional conduct as  
24 more fully described above in paragraphs above in paragraph 12, A.

25                           **PETITION TO REVOKE PROBATION**

26                                   **CAUSE TO REVOKE PROBATION**

27   **(Violation of Administrative Decision and Order)**

28           15.       Respondent is subject to having his probation and license revoked, in that..

1 Respondent violated a term and condition of probation, as follows:

2 At all times after the effective date of Respondent's probation, Condition 1 of the  
3 Board's Administrative Decision and Order stated:

4 Condition 1: Obey all Laws. "Respondent shall obey all federal, state and local  
5 laws. A full and detailed account of any and all violations of law shall be reported by the  
6 Respondent to the Board in writing within seventy-two (72) hours of occurrence. To permit  
7 monitoring of compliance with this condition, Respondent shall submit completed fingerprint  
8 forms and fingerprint fees within 45 days of the effective date of the decision, unless previously  
9 submitted as part of the licensure application process."

10 **GROUND FOR REVOKING PROBATION**

11 16. Grounds exist for revoking probation and imposing the order of  
12 revocation of Respondent's license for failing to comply with the following terms:

13 Condition No. 1: Respondent violated the conditions of his probation, as more  
14 fully set forth in paragraph 15, above.

15 **PRAYER**

16 WHEREFORE, Complainant requests that a hearing be held on the matters herein  
17 alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

18 1. Revoking the probation that was granted by the Board of Registered  
19 Nursing in Case No. 2006-122 and imposing the disciplinary order that was stayed thereby  
20 revoking Registered Nurse License No. 603073 issued to Joseph Olufemi Babalola;

21 2. Revoking or suspending Registered Nurse License No. 603073, issued to  
22 Joseph Olufemi Babalola;

23 3. Ordering Joseph Olufemi Babalola pay the Board of Registered Nursing  
24 the reasonable costs of the investigation and enforcement of this case, pursuant to Business and  
25 Professions Code section 125.3;


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4. Taking such other and further action as deemed necessary and proper.

DATED: 8/28/09

  
LOUISE R. BAILEY, M.Ed., RN  
Interim Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant

LA2007600383  
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**Exhibit A**

**Decision and Order**

**Board of Registered Nursing Case No. 2005-151**



BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

JOSEPH BABALOLA  
22560 Verona Court  
Carson, CA 900745

Registered Nurse License No. 603073

Respondent

Case No. 2006-122

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as it's Decision in the above entitled matter.

This Decision shall become effective on August 19, 2006

IT IS SO ORDERED July 19, 2006.



President  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California

BILL LOCKYER, Attorney General  
of the State of California  
SCOTT J. HARRIS, State Bar No. 238437  
Deputy Attorney General  
California Department of Justice  
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Attorneys for Complainant

BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

Case No. 2006-122

JOSEPH O. BABALOLA,  
aka JOSEPH BABALOLA,  
aka JOSEPH OLUFEMI BABALOLA  
22560 Verona Court  
Carson, CA 900745

STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER

Registered Nurse License No. 603073

Respondent.

In the interest of a prompt and speedy settlement of this matter, consistent with the public interest and the responsibility of the Board of Registered Nursing the parties hereby agree to the following Stipulated Settlement and Disciplinary Order which will be submitted to the Board for approval and adoption as the final disposition of the Accusation.

PARTIES

1. Ruth Ann Terry, M.P.H., R.N. (Complainant) is the Executive Officer of the Board of Registered Nursing (Board). She brought this action solely in her official capacity and is represented in this matter by Bill Lockyer, Attorney General of the State of California, by Scott J. Harris, Deputy Attorney General.

2. Respondent Joseph O. Babalola, RN (Respondent) is represented in this proceeding by attorney Edward O. Lear, whose address is 5200 W. Century Blvd., Suite 940, Los Angeles, CA 90045.

3. On or about May 26, 1999, the Board issued Registered Nurse License No. 603073 to Joseph O. Babalola, RN (Respondent). The license will expire on June 30, 2006, unless renewed.

## JURISDICTION

4. Accusation No. 2006-122 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on January 30, 2006. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 2006-122 is attached as exhibit A and incorporated herein by reference.

## ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 2006-122. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Accusation No. 2006-122.

9. Respondent agrees that his Registered Nurse License is subject to discipline and to be bound by the Board's imposition of discipline as set forth in the Disciplinary

1 Order below.

2 CONTINGENCY

3 10. This stipulation shall be subject to approval by the Board of Registered  
4 Nursing. Respondent understands and agrees that counsel for Complainant and the staff of the  
5 Board of Registered Nursing may communicate directly with the Board regarding this stipulation  
6 and settlement, without notice to or participation by Respondent. By signing the stipulation  
7 Respondent understands and agrees that he may not withdraw this agreement or seek to rescind  
8 the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt  
9 this stipulation, its decision and order, the settlement shall be of no force or effect, except for this  
10 paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not  
11 be disqualified from further action by having considered this matter.

12 11. The parties understand and agree that facsimile copies of this Stipulated  
13 Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same  
14 force and effect as the originals.

15 12. In consideration of the foregoing admissions and stipulations, the parties  
16 agree that the Board may, without further notice or formal proceeding, issue and enter the  
17 following Disciplinary Order:

18 DISCIPLINARY ORDER

19 IT IS HEREBY ORDERED that Registered Nurse License Number 603073  
20 issued to Respondent Joseph O. Babalola, RN is revoked. However, the revocation is stayed and  
21 Respondent is placed on probation for three (3) years on the following terms and conditions.

22 **Severability Clause.** Each condition of probation contained herein is a separate  
23 and distinct condition. If any condition of this Order, or any application thereof, is declared  
24 unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other  
25 applications thereof, shall not be affected. Each condition of this Order shall separately be valid  
26 and enforceable to the fullest extent permitted by law.

27 1. **Obey All Laws.** Respondent shall obey all federal, state and local laws.  
28 A full and detailed account of any and all violations of law shall be reported by Respondent to

1 the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of  
2 compliance with this condition, Respondent shall submit completed fingerprint forms and  
3 fingerprint fees within 45 days of the effective date of the decision, unless previously submitted  
4 as part of the licensure application process.

5 **Criminal Court Orders:** If Respondent is under criminal court orders, including  
6 probation or parole, and the order is violated, this shall be deemed a violation of these probation  
7 conditions, and may result in the filing of an accusation and/or petition to revoke probation.

8 2. **Comply with the Board's Probation Program.** Respondent shall fully  
9 comply with the conditions of the Probation Program established by the Board and cooperate  
10 with representatives of the Board in its monitoring and investigation of the Respondent's  
11 compliance with the Board's Probation Program. Respondent shall inform the Board in writing  
12 within no more than 15 days of any address change and shall at all times maintain an active,  
13 current license status with the Board, including during any period of suspension.

14 Upon successful completion of probation, Respondent's license shall be fully  
15 restored.

16 3. **Report in Person.** Respondent, during the period of probation, shall  
17 appear in person at interviews/meetings as directed by the Board or its designated  
18 representatives.

19 4. **Residency, Practice, or Licensure Outside of State.** Periods of  
20 residency or practice as a registered nurse outside of California shall not apply toward a reduction  
21 of this probation time period. Respondent's probation is tolled, if and when he resides outside  
22 of California. Respondent must provide written notice to the Board within 15 days of any change  
23 of residency or practice outside the state, and within 30 days prior to re-establishing residency or  
24 returning to practice in this state.

25 Respondent shall provide a list of all states and territories where he has ever been  
26 licensed as a registered nurse, vocational nurse, or practical nurse. Respondent shall further  
27 provide information regarding the status of each license and any changes in such license status  
28 during the term of probation. Respondent shall inform the Board if he applies for or obtains a

1 new nursing license during the term of probation.

2           **5. Submit Written Reports.** Respondent, during the period of probation,  
3 shall submit or cause to be submitted such written reports/declarations and verification of actions  
4 under penalty of perjury, as required by the Board. These reports/declarations shall contain  
5 statements relative to Respondent's compliance with all the conditions of the Board's Probation  
6 Program. Respondent shall immediately execute all release of information forms as may be  
7 required by the Board or its representatives.

8           Respondent shall provide a copy of this Decision to the nursing regulatory agency  
9 in every state and territory in which he has a registered nurse license.

10           **6. Function as a Registered Nurse.** Respondent, during the period of  
11 probation, shall engage in the practice of registered nursing in California for a minimum of 24  
12 hours per week for 6 consecutive months or as determined by the Board.

13           For purposes of compliance with the section, "engage in the practice of registered  
14 nursing" may include, when approved by the Board, volunteer work as a registered nurse, or  
15 work in any non-direct patient care position that requires licensure as a registered nurse.

16           The Board may require that advanced practice nurses engage in advanced practice  
17 nursing for a minimum of 24 hours per week for 6 consecutive months or as determined by the  
18 Board.

19           If Respondent has not complied with this condition during the probationary term,  
20 and Respondent has presented sufficient documentation of his good faith efforts to comply with  
21 this condition, and if no other conditions have been violated, the Board, in its discretion, may  
22 grant an extension of Respondent's probation period up to one year without further hearing in  
23 order to comply with this condition. During the one year extension, all original conditions of  
24 probation shall apply.

25           **7. Employment Approval and Reporting Requirements.** Respondent  
26 shall obtain prior approval from the Board before commencing or continuing any employment,  
27 paid or voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all  
28 performance evaluations and other employment related reports as a registered nurse upon request

1 of the Board.

2 Respondent shall provide a copy of this Decision to his employer and immediate  
3 supervisors prior to commencement of any nursing or other health care related employment.

4 In addition to the above, Respondent shall notify the Board in writing within  
5 seventy-two (72) hours after he obtains any nursing or other health care related employment.  
6 Respondent shall notify the Board in writing within seventy-two (72) hours after he is terminated  
7 or separated, regardless of cause, from any nursing, or other health care related employment with  
8 a full explanation of the circumstances surrounding the termination or separation.

9 8. **Supervision.** Respondent shall obtain prior approval from the Board  
10 regarding Respondent's level of supervision and/or collaboration before commencing or  
11 continuing any employment as a registered nurse, or education and training that includes patient  
12 care.

13 Respondent shall practice only under the direct supervision of a registered nurse  
14 in good standing (no current discipline) with the Board of Registered Nursing, unless alternative  
15 methods of supervision and/or collaboration (e.g., with an advanced practice nurse or physician)  
16 are approved.

17 Respondent's level of supervision and/or collaboration may include, but is not  
18 limited to the following:

19 (a) Maximum - The individual providing supervision and/or collaboration is  
20 present in the patient care area or in any other work setting at all times.

21 (b) Moderate - The individual providing supervision and/or collaboration is in  
22 the patient care unit or in any other work setting at least half the hours Respondent works.

23 (c) Minimum - The individual providing supervision and/or collaboration has  
24 person-to-person communication with Respondent at least twice during each shift worked.

25 (d) Home Health Care - If Respondent is approved to work in the home health  
26 care setting, the individual providing supervision and/or collaboration shall have person-to-  
27 person communication with Respondent as required by the Board each work day. Respondent  
28 shall maintain telephone or other telecommunication contact with the individual providing

1 supervision and/or collaboration as required by the Board during each work day. The individual  
2 providing supervision and/or collaboration shall conduct, as required by the Board, periodic, on-  
3 site visits to patients' homes visited by Respondent with or without Respondent present.

4           **9. Employment Limitations.** Respondent shall not work for a nurse's  
5 registry, in any private duty position as a registered nurse, a temporary nurse placement agency, a  
6 traveling nurse, or for an in-house nursing pool.

7           Respondent shall not work for a licensed home health agency as a visiting nurse  
8 unless the registered nursing supervision and other protections for home visits have been  
9 approved by the Board. Respondent shall not work in any other registered nursing occupation  
10 where home visits are required.

11           Respondent shall not work in any health care setting as a supervisor of registered  
12 nurses. The Board may additionally restrict Respondent from supervising licensed vocational  
13 nurses and/or unlicensed assistive personnel on a case-by-case basis.

14           Respondent shall not work as a faculty member in an approved school of nursing  
15 or as an instructor in a Board approved continuing education program.

16           Respondent shall work only on a regularly assigned, identified and predetermined  
17 worksite(s) and shall not work in a float capacity.

18           If Respondent is working or intends to work in excess of 40 hours per week, the  
19 Board may request documentation to determine whether there should be restrictions on the hours  
20 of work.

21           **10. Complete a Nursing Course(s).** Respondent, at his own expense, shall  
22 enroll and successfully complete a course(s) relevant to the practice of registered nursing no later  
23 than six months prior to the end of his probationary term.

24           Respondent shall obtain prior approval from the Board before enrolling in the  
25 course(s). Respondent shall submit to the Board the original transcripts or certificates of  
26 completion for the above required course(s). The Board shall return the original documents to  
27 Respondent after photocopying them for its records.

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1                   11.     **Cost Recovery.** Respondent shall pay to the Board costs associated with  
2 its investigation and enforcement pursuant to Business and Professions Code section 125.3 in the  
3 amount of \$ 500.00. Respondent shall be permitted to pay these costs in a payment plan  
4 approved by the Board, with payments to be completed no later than three months prior to the  
5 end of the probation term.

6                   If Respondent has not complied with this condition during the probationary term,  
7 and Respondent has presented sufficient documentation of his good faith efforts to comply with  
8 this condition, and if no other conditions have been violated, the Board, in its discretion, may  
9 grant an extension of Respondent's probation period up to one year without further hearing in  
10 order to comply with this condition. During the one year extension, all original conditions of  
11 probation will apply.

12                   12.     **Violation of Probation.** If Respondent violates the conditions of his  
13 probation, the Board after giving Respondent notice and an opportunity to be heard, may set  
14 aside the stay order and impose the stayed revocation of Respondent's license.

15                   If during the period of probation, an accusation or petition to revoke probation has  
16 been filed against Respondent's license or the Attorney General's Office has been requested to  
17 prepare an accusation or petition to revoke probation against Respondent's license, the  
18 probationary period shall automatically be extended and shall not expire until the accusation or  
19 petition has been acted upon by the Board.

20                   13.     **License Surrender.** During Respondent's term of probation, if he ceases  
21 practicing due to retirement, health reasons or is otherwise unable to satisfy the conditions of  
22 probation, Respondent may surrender his license to the Board. The Board reserves the right to  
23 evaluate Respondent's request and to exercise its discretion whether to grant the request, or to  
24 take any other action deemed appropriate and reasonable under the circumstances, without  
25 further hearing. Upon formal acceptance of the tendered license and wall certificate, Respondent  
26 will no longer be subject to the conditions of probation.

27                   Surrender of Respondent's license shall be considered a disciplinary action and  
28 shall become a part of Respondent's license history with the Board. A registered nurse whose

1 license has been surrendered may petition the Board for reinstatement no sooner than the  
2 following minimum periods from the effective date of the disciplinary decision:

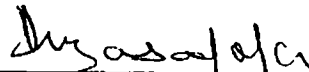
3 (1) Two years for reinstatement of a license that was surrendered for any  
4 reason other than a mental or physical illness; or

5 (2) One year for a license surrendered for a mental or physical illness.  
6

7 ACCEPTANCE


8 I have carefully read the above Stipulated Settlement and Disciplinary Order and  
9 have fully discussed it with my attorney, Edward O. Lear. I understand the stipulation and the  
10 effect it will have on my Registered Nurse License. I enter into this Stipulated Settlement and  
11 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
12 Decision and Order of the Board of Registered Nursing.

13 DATED: 5/3/06  
14

15   
16 JOSEPH O. BABALOLA, RN  
17 Respondent

18 I have read and fully discussed with Respondent Joseph O. Babalola, RN the  
19 terms and conditions and other matters contained in the above Stipulated Settlement and  
20 Disciplinary Order. I approve its form and content.

21 DATED: 5/3/06  
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24 EDWARD O. LEAR  
25 Attorney for Respondent

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ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Registered Nursing.

DATED: 5/5/06

BILL LOCKYER, Attorney General  
of the State of California

  
SCOTT J. HARRIS  
Deputy Attorney General

Attorneys for Complainant

DOJ Matter ID: SA2005100979  
60133782.wpd

**Exhibit A**  
**Accusation No. 2006-122**

1 BILL LOCKYER, Attorney General  
of the State of California  
2 ARTHUR D. TAGGART, State Bar No. 83047  
Lead Supervising Deputy Attorney General  
3 California Department of Justice  
1300 I Street, Suite 125  
4 P.O. Box 944255  
Sacramento, CA 94244-2550  
5 Telephone: (916) 324-5339  
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6 Attorneys for Complainant

7  
8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
9 **STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. 2006-122

11 **JOSEPH O. BABALOLA,**  
12 **aka JOSEPH BABALOLA,**  
**aka JOSEPH OLUFEMI BABALOLA**  
13 22560 Verona Court  
Carson, CA 90745

**ACCUSATION**

14 Registered Nurse License No. 603073

15 Respondent.

16  
17 Complainant alleges:

18 **PARTIES**

19 1. Ruth Ann Terry, M.P.H., R.N. ("Complainant") brings this Accusation  
20 solely in her official capacity as the Executive Officer of the Board of Registered Nursing,  
21 Department of Consumer Affairs.

22 2. On or about May 26, 1999, the Board of Registered Nursing ("Board")  
23 issued Registered Nurse License Number 603073 to Joseph O. Babalola, also known as Joseph  
24 Babalola, also known as Joseph Olufemi Babalola ("Respondent"). The license will expire on  
25 June 30, 2006, unless renewed.

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1 Statute section 32-1663(A), as defined in Arizona Revised Statute section 32-1601(16)(d),  
2 and Arizona Administrative Code, Rules 4-19-403 (1), (2), (5), (6), (12), (15), (24), and (25).  
3 A certified copy of the denial of licensure by the Arizona State Board of Nursing is attached as  
4 Exhibit "A."

5 **PRAYER**

6 **WHEREFORE**, Complainant requests that a hearing be held on the matters  
7 herein alleged, and that following the hearing the Board issue a decision:

- 8 1. Revoking or suspending Registered Nurse License Number 603073, issued  
9 to Joseph O. Babalola, also known as Joseph Babalola, also known as Joseph Olufemi Babalola;
- 10 2. Ordering Joseph O. Babalola, also known as Joseph Babalola, also known  
11 as Joseph Olufemi Babalola to pay the reasonable costs incurred by the Board in the investigation  
12 and enforcement of this case pursuant to Code section 125.3; and,
- 13 3. Taking such other and further action as deemed necessary and proper.

14  
15 **DATED:** 1/19/06

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17   
18 RUTH ANN TERRY, M.P.H., R.N.  
19 Executive Officer  
20 Board of Registered Nursing  
21 Department of Consumer Affairs  
22 State of California  
23 Complainant  
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